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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Atty. Docket

ERIC COHEN-SOLAL et al

PHA 23,595

Serial No. 09/218,554

Group Art Unit: 2612

Filed: December 22, 1998

Examiner: MATTHEW ROSENDALE

Title: CONFERENCING SYSTEM AND METHOD FOR THE AUTOMATIC  
DETERMINATION OF PRESET POSITIONS CORRESPONDING TO PARTICIPANTS  
IN VIDEO-MEDIATED COMMUNICATIONS

**RECEIVED**

OCT 27 2004

Technology Center 2600

Commissioner for Patents  
Alexandria, VA 22313

**REQUEST UNDER RULE 1.8(b) FOR WITHDRAWAL OF HOLDING  
OF ABANDONMENT**

Sir:

The Applicants request that the Patent and Trademark Office withdraw the Notice of Abandonment that issued on September 20, 2004 in this patent application for failure to timely file corrected drawings. The Notice of Abandonment is attached as Exhibit 1. It is submitted that the corrected drawings were timely mailed to the Patent and Trademark Office on June 15, 2004.

Specifically, on June 15, 2004, in response to the Notice of Allowance dated May 12, 2004, Applicant submitted to the Patent and Trademark Office the corrected drawing in response to the May 12, 2004 Notice of Allowance (see, Exhibit 2); a certificate of mailing (see, Letter to Official Draftsman Exhibit 2); and an acknowledgment of receipt postcard (see, Exhibit 3).

The Certificate of Mailing on the Letter to Official Draftsman certifies that the drawings were properly mailed on June 15, 2004. The mailing date of June 15, 2004 is well within the three months permitted to respond to the Notice of Allowance before abandonment of the

application. Thus, the proper form and response were timely mailed as permitted by 37 C.F.R. 1.8(a).

The acknowledgment of receipt postcard (see, Exhibit 3) bears a Patent and Trademark Office mailroom stamp imprinted on it indicating that the documents were received by the mailroom on June 15, 2004.

It is respectfully requested that the response to the Notice of Allowance dated May 12, 2004, that was mailed on June 15, 2004 be considered timely received and that the status of the above-identified application be changed from abandoned to pending.

Accordingly, it is requested that the Notice of Abandonment dated September 20, 2004 be withdrawn, the response mailed on June 15, 2004 be entered, and the status of the above-identified application be changed from abandoned to pending.

If there are any difficulties regarding this matter, it is requested that the undersigned be contacted at the telephone number indicated below.

 10/18/04

Frank Keegan,  
Attorney  
Reg. No. 50,145

Enclosures:   Exh. 1:       Copy of September 20, 2004 Notice of Abandonment  
                  Exh. 2:       Copy of Drawings mailed June 15, 2004  
                  Exh. 3:       Copy of acknowledgment of receipt postcard

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited this date  
with the United States Postal Service as first-class mail in an envelope addressed to:  
COMMISSIONER FOR PATENTS  
Alexandria, VA 22313

On October 18, 2004  
By Edna Chapin